Posted 3/31/20
RECEIVED
VERHON TOWN CLERK

TOWN OF VERNON Planning & Zoning Commission (PZC)

20 MAR 31 AM 8: 54

Meeting Notice Thursday, April 2, 2020, 7:30 PM

Via Zoom Audio Teleconference Phone-1-646-876-9923 Meeting ID-844 874 817 Access/Password-885602

Or via web link: https://zoom.us/j/844874817?pwd=aDNSV21BSTBWaDhzcWNGWElwVHNYZz09

AGENDA

- 1. Call to Order & Roll Call by Roland Klee, Chairman
- 2. Administrative Actions/Requests
 - 2.1 Amendment/Adoption of Agenda Additional business to be considered under agenda item #5 "Other Business" requires Commission vote
 - 2.2 Approval of the Minutes from the March 5, 2020 meeting
 - 2.3 Communications received NOT related to Agenda items, if any
 - 2.3.1 Memorandum from Town Planner Regarding Public Meetings and Notice During COVID-19 Crisis
- 3. New Application(s) for receipt
 - 3.1 Application [PZ-2020-04] of Phil Wilson, 713 Realty, for a Modification to a Site Plan of Development and Special Permits pursuant to Section 15 for the removal in excess of 50 cubic yards of earth and Section 4.10.1.11.9 for outside display areas of greater than 10% of gross floor area located at 713 Talcottville Rd.-Scranton Powersports (Assessor's ID: Map 07, Block 0002, Parcel 0002A).
- 4. Public Hearing and Action on Application
 - 4.1 Application [PZ-2020-02] of James Kephart for a Special Permit to operate a Home-Based Business of Major--Type 2: Wood Turning at 181 Bamforth Rd. (Assessor's ID: Map 30, Block 0133, Parcel 0001D).
- 5. Other Business/Discussion

- 6. 8-24 Referrals, if any
- 7. Communications sent
- 8. Adjournment

Roland Klee, Chairman Planning & Zoning Commission

(Clerk Note: Entire packet attached on Website posting.)



TOWN OF VERNON

14 PARK PLACE, VERNON, CT 06066-3291 Tel: (860) 870-3640 E-mail: gmcgregor@vernon-ct.gov

VERNOR TOWN C

MEMORANDUM

TO:

Vernon Planning and Zoning Commission

FROM:

George K. McGregor, AICP, Town Planner

SUBJECT:

Public Meetings, Notice, and Timelines During COVID-19

DATE:

March 25, 2020

A brief summary of the changes put in place via Executive Order by Governor Lamont related to local land use activities.

- 1. In-person public meeting requirements have been lifted, allowing public meeting via teleconference or other virtual technology. Notice requirements have been adjusted to require call-in/web access instructions, as well as web site posting requirements for application materials.
- 2. All land use related timelines have been extended by 90 days.
- 3. Citizen Petitions permitted by electronic signature.
- 4. Legal Notice requirements through local newspapers has been suspended during the crisis period. Posting on the Town Website is acceptable, with certain time guidance provided.
- 5. Electronic submission of application materials is acceptable; hard copy deliveries may be waived.

GKM

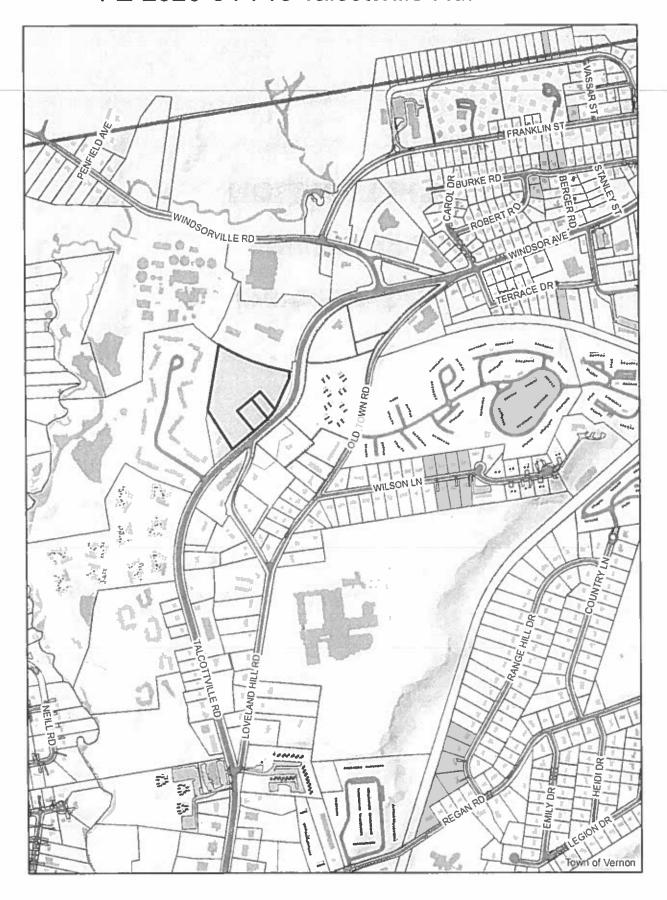
COMMUNICATIONS RECEIVED NOT RELATED TO AGENDA ITEMS

Memorandum from Town Planner

VERNON TOWN CLERK
20 MAR 31 AM 8: 56

APPLICATION
For Receipt
(PZ-2020-04)

PZ-2020-04 713 Talcottville Rd.



TOWN OF VERNON PLANNING & ZONING COMMISSION (PZC)

APPLICATION

This form is to be used to apply to the Vernon Planning & Zoning Commission (PZC) for a change of zoning district, amendment of the Zoning Regulations, Site Plan of Development (POD), Special Permit(s), amendment of the Subdivision Regulations, and/or approval of a (re) subdivision, or DMV location approval. Provide all the Information requested.

The applicant must be the property owner, the property owner's agent, the Town of Vernon, or someone with a direct financial interest in the subject property; said interest shall be explained and written permission for this application must be obtained from the property owner and submitted with this application if the applicant is not the property owner (ZR Section 2.3).

The list of approvals and the references to sections of the Regulations are for informational purposes only to assist with preparation of the PZC application and are not a definitive statement of the sole requirements that may apply to a specific project.

The applicant understands that the application is complete only when all information and documents required by the PZC have been submitted and, further, that any approval by the PZC relies upon complete and accurate information being provided by the applicant. Incorrect information provided by the applicant may make the approval invalid. The PZC may require additional information to be provided by the applicant in the course of reviewing the application and during the monitoring of the project.

I APPLICANT.

Provide all the information requested:

**	
Name: Phil Wilson	
ide: Owner	
Company: 713 Realty, LLC	
Address: 777 Talcottville Road	
Vernon, Connecticut	06066
Telephone: 860-375-8539	Fax:
E-mail phil.s.wilson@gmail.co	om
Name: 713 Realty, LLC	
Tide:	
Company:PO_Box_777 Address:	
Vernon, Connecticut	06066
Telephone: 860-872-9145 Fax	
E-mail:	

III. PROPERTY

Address: 713 Tal	cottvil.	le Road		
Assessor's ID Code:	Map #	Block #	Lot/Parcel #	07-0002-0002A
Land Record Reference	to Deed Des	cription: Vol	2564 1 ume: Page	43
Does this site contain a 2.23, 2.24, 3.11; 4)	watercourse	and/or wetla	nds? (See the Inlan	nd Wetlands Map and IWR Section 2.14, 2.15,
No			vill be done in regul be done in the regu	
			VC application has l VC application has r	
Zoning District Indu	strial	Zone		
is this property located	within five h	undred (500)	feet of a municipal i	boundary?
× No Yes:				
	Bolton Coventry Ellington Manchester South Winds Tolland	ог		
Check if Historic Statu	s Applies:			
Located	in historic dis	strict:		
	Rockville Talcottville			
Individu	al historic pro	operty		

05/05/2015

IV. PROJECT

Project Name	Scranton Powersports
Project Conta	act Person:
Name: Er	ic Peterson
Title: Pro	ofessional Engineer
Company:	Gardner & Peterson Associates, LLC
Address:	178 Hartford Turnpike
	Tolland, Connecticut 06084
Telephone:	860-871-0808 Fax:
- "	

V. PZC APPLICATION PROJECT SUMMARY

Describe the project briefly in regard to the purpose of the project and the activities that will occur. Attach to this application a complete and detailed description with maps and documentation as required by the "Town of Vernon Zoning Regulations" and "Town of Vernon Subdivision Regulations".

Purpose:	Const	ruct	8,40	0 squar	e foot	wa	rehouse	building
General A	Activities:	si	te gi	ading,	buildi	ing	constru	ction
dra:	inage,	uti.	lity	service	insta	lla	tion	
_								
				VI. APP	ROVAL	(S) F	EQUEST	ED
	Subdivisi	on or R	lesubdiv	ision				
	Rest Min Tow	ubdivisi or mod n accep	on (Sub. ification otance of	ec. 4, 5, 6) Sec. 4, 5, 6 f subdivisio a road (Sub livision Reg	n or resubdi . Sec. 6.5-6	. 8 &		4.6)
See Sub	division R	egulatio	ons Sec.	for application	ition fee sch	edul	es.	
So	il Erosion	and Se	ediment	Control Pla	n (ESCP)	(ZR S	Sec. 2.117; 18	3) (Sub. 6.14)
Si	te Plan of	Develo	pment (POD) (ZR S	Sec. 14)			
	X Mo	dificati	on of an	Sec. 14.1.1. approved Po of a site PO	DD (ZR Sec			
s	pecial Per	mit(s) (ZR Sect	ion 17.3)				
	Spe	ecial Pe	muit for	n aquifer an excavation (use in a dist	ZR Sec. 2.5	52; 2.	2.5; 2.119; 20 79; 15) & 4)))
	Sp	ecial Pe	mit for	lot coverage signs (ZR S parking (ZF	ec. 1.2; 2.16	06-11	61; 2.68; 4) 5; 4; 16; 21.7	")
	Sp	ecial Pe	rmit for	elderly hou Bed & Bres serving alco	kfust (B &	B) (Z	R Sec. 2.9; l	7.3.4)
	St	secial P	ermit for	massage (2 telecommu dumps and	nications (Z	R Se	4) c. 2.21; 3.23 ZR Section 8	& 23))

Spe	ial Permit modifications (ZR Sec. 17.3.2	2.2). Cite ZR Section and describe activ
Zoning:		
Sit	specific change of zoning district and mender of Zoning Regulations (Sec. 1.2	
Site	specific change to the Aquifer Protection	n Overlay Zone Map (ZR Sec. 20.3.2)

VII. APPLICATION CONDITIONS / STIPULATIONS

The following provisions apply to all applications submitted to the Planning & Zoning Commission (PZC) and are incorporated as part of the application.

All information shall be submitted to the Town Planner and no application shall be considered as being filed if incomplete or if delivered to any other Town Official (Sub Sec.4).

If the area to be developed contains more than one-half (1/2) acre area that will be physically altered or disturbed, a completed erosion and sedimentation control plan (ESCP) in accordance with Zoning Regulations Section 18 and/or Subdivision Regulations Section 6.14, as applicable, must be submitted. The applicant shall be responsible for all costs associated with the certification of the ESCP.

By signing this application, permission is granted to Commission members, employees of the Town of Vernon, and persons assisting the Town Staff to go onto the subject property to make inspections pursuant to the application review, approval, bonding requirements, or obtaining information materially relevant to the application.

No application coming before a Commission may be withdrawn after it has been advertised for a public hearing unless the Chairman or Secretary of the Commission is notified in writing by the applicant or his representative not later than forty-eight (48) hours prior to the scheduled hearing before the Commission. All fees encumbered in the advertising and review of the application is non-refundable (ZR Section 1.5).

All applications must be submitted on drawings which are one of the following sizes: 8.5" x 11"; 12" x 18", 18" x 24"; 24" x 36". Subdivision and resubdivision maps must be 24" x 36".

The application shall include an 8.5" x 11" map showing the location of the site and an 8.5" x 11" general plan of development (POD) map showing the development proposed on the site.

A legal description of the subject property must be submitted with this PZC application. The legal description should bear the Volume number and Page number by which it is recorded in the land records.

Applications to the Planning & Zoning Commission (PZC) require notification of property owners within two hundred feet (200') of the subject property. A list of property owners and a complete set of mailing labels must be submitted with the application.

Applicants shall submit one copy of a brief narrative including a traffic impact statement, outlining the proposed activity and the reason for the application. The traffic impact statement shall provide sufficient data for the Vernon Traffic Authority and PZC to be able to access traffic conditions relative to the location, site design, and proposed activity.

Applicant shall submit twenty (20) copies of a map showing all information required in Zoning Regulations Section 14 Site Plans, and Section 17.3.2 Special Permits as may be required, and/or the Subdivision Regulations Section 4.5.7.

The map must be prepared by a licensed surveyor, if the application involves (a) exterior modification to the building or premises, such as off-street parking, which need dimensionally critical measurements to insure compliance with zoning or (b) the improvements involve disturbing more than one half acre of land.

Applicant shall submit the above-required information to the Town Planning Office accompanied by a check in the amount determined by the fees established by the State of Connecticut, Town of Vernon and/or the PZC with the application. The check, which is required as a filing fee, is to be payable to, "Town of Vernon". (See attached fee schedule).

THE APPLICATION WILL BE CONSIDERED INCOMPLETE IF ANY REQUIRED INFORMATION IS NOT SUBMITTED.

APPLICANT SHALL FILE A COPY OF ANY PROPOSED REGULATION AMENDMENT, ZONE CHANGE, OR WETLANDS REDESIGNATION WITH THE TOWN CLERK TEN (10) DAYS PRIOR TO THE HEARING AS PER SECTIONS 8-3(a) AND (d) AND 22a-42a (b) OF THE GENERAL STATUTES. CERTIFICATION OF THE FILING UNDER THESE SECTIONS BY THE APPLICANT MUST BE PRESENTED AT THE PUBLIC HEARING.

Per Connecticut General Statutes (CGS) Section 8-26: If an application submitted to the Planning & Zoning Commission (PZC) involves any activity or area regulated under the wetlands statutes, an application for this activity must be filed with the Inland Wetlands Commission (IWC) on or before the day the Planning & Zoning Commission (PZC) application is filed by the applicant. (IWR Sec. 3.11)

Per CGS Sec. 8-31: If the proposed activity is to take place within a watershed of a Water company, the applicant is required to file a copy of the application with the Water Company via certified mail within seven (7) days of the date of the application. (IWR Sec. 4.3.6).

The applicant, undersigned, has reviewed the "Town of Vernon Planning and Zoning Regulations and Inland Wetlands and Watercourses Regulations" and has prepared this application with complete and accurate information:

Property Owner, Applicant, or Applicant's Agent:

MMMC	3/23/2020
Signature	Date
 Signature	Date

TO BE FILLED IN BY THE PLANNING DEPARTMENT

Date Application Sub	mitted			
Date Application Rec	eived by Co	mmission_	<u> </u>	
PZC File:				_

USE THIS FORM ONLY IF THE REQUIREMENTS OF 8.3(a)/22-a-42a(b) OF THE C.G.S. MUST BE MET

RECEIPT FOR DOCUMENTS SUBMITTED FOR PUBLIC INSPECTION

TO:	VERNON TOWN CLERK
FROM:	
REFERENCE:	
DATE"	
	The attached documents, consisting of:
	Are being submitted for public inspection under CGS 8-3(a)/22a-42a (b).
	Received:
	Vernon Town ClerkSignature
	Date:

GARDNER & PETERSON ASSOCIATES, LLC

PROFESSIONAL ENGINEERS • LAND SURVEYORS

178 HARTFORD TURNPIKE

TOLLAND, CONNECTICUT 06084

KENNETH R. PETERSON, L.S. ERIC R. PETERSON, P.E., L.S. MARK A. PETERSON, P.E. TELEPHONE: (860) 871-0808 Into@GardnerPeterson.com www.GardnerPeterson.com

March 24, 2020

Re: Modification to Site Plan of Development

Scranton Powersports 713 Talcottville Road Vernon, Connecticut

NARRATIVE

This application is for a Modification to a Site Plan of Development. On October 5, 2017 the Town of Vernon Planning & Zoning Commission approved application #PZC-2017-11 of Phil Wilson for a Site Plan of Development and Special Permits for a vehicle dealership at 723 and 713 Talcottville Road. The approval was granted because the PZC found that the application, as presented by the application and as amended by the stipulations satisfies the requirements of section 14 governing the site plans and section 17.3 governing the special permits. At that time, this parcel consisted of 713 & 723 Talcottville Road, but they have been combined into once parcel since then. Furthermore, this site is permitted as an earth excavation for the excavation and removal of on-site soils.

Construction of the approved site was completed near the end of 2018. Once business opened the owner soon determined there was a need for additional storage, which resulted in the submittal of this application. The proposed 8,400 square foot building will be a warehouse to store inventory for the existing vehicle dealership use on site. The building will not be connected to public water or sanitary sewer. Because this building is simply for storage of inventory, it will not result in additional employees, therefore no additional parking is proposed. The new building will be accessed by the existing curb cut for the site and vehicle deliveries will continue at the same rate as today. The existing internal traffic patterns allow for delivery vehicles to enter the site and turn around without backing out onto Talcottville Road, and the construction of this building will preserve the same internal traffic patterns.

GARDNER & PETERSON ASSOCIATES, LLC

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178 HARTFORD TURNPIKE

TOLLAND, CONNECTICUT 06084

KENNETH R. PETERSON, L.S. ERIC R. PETERSON, P.E., L.S. MARK A. PETERSON, P.E. TELEPHONE: (860) 871-0808 info@GardnerPeterson.com www.GardnerPeterson.com

March 24, 2020

Re: Modification to Site Plan of Development

Scranton Powersports 713 Talcottville Road Vernon, Connecticut

TRAFFIC IMPACT STATEMENT

Scranton Powersports is proposing to construct an 8,400 square foot building located to the rear of the existing building at 713 Talcottville Road. The new building will be used to store inventory currently stored onsite for the existing vehicle dealership use. The utilization of this building will not generate an increase in employees nor will it increase the number of deliveries to the site. The site will remain to be accessed by the existing curb cut with no proposed changes. The current site drive was designed for delivery vehicles to drive around the loop located to the southwest of the existing building and exit the site without backing onto Talcottville Road. The construction of the new building will preserve the currently traffic patterns on-site and not increase vehicle trips entering or exiting the site.

Record & Return to: Meghan E. Smith Kahan Kerensky & Capossela, LLP 45 Hartford Turnpike Vernon, CT 06066

WARRANTY DEED - STATUTORY FORM Merger of 713 Talcottville Road (Assessor's Parcel 07-002-0002) and 723 Talcottville Road (Assessor's Parcel 07-0002-0002A)

713 REALTY, LLC, a Connecticut limited liability company having a place of business in the Town of Vernon, County of Tolland and State of Connecticut, (hereinafter "Grantor") for consideration paid, grants to itself, 713 REALTY, LLC, a Connecticut limited liability company having a place of business in the Town of Vernon, County of Tolland and State of Connecticut(hereinafter "Grantee"),

with WARRANTY COVENANTS

One parcel of land, with the buildings thereon, situated in the Town of Vernon, County of Tolland and State of Connecticut to be known as 713 Talcottville Road, formed by the merger of two parcels of land formerly known as 713 and 723 Talcottville Road as further described as follows:

PARCEL 1 (f/k/a 723 Talcottville Road)

FIRST PIECE

A certain piece or parcel of land situated in the Town of Vernon, County of Tolland and State of Connecticut, bounded and described as follows:

BEGINNING at a point in the Northerly line of Conn. Route 83 which point is 405 feet Easterly from the Southeast corner of land now or formerly of Oilo Hany measured along said highway line, thence running Easterly along said highway line 145 feet to a point; thence running Northerly along the other land now or formerly of Joseph Olender and Annie Olender in a line perpendicular to said highway line 205 feet; thence running Westerly along other land now or formerly of Joseph Olender and Annie Olender in a line parallel to said highway line 145 feet to a point; thence running Southerly along other land now or formerly of Joseph Olender and Annie Olender in a line perpendicular to said highway line 205 feet in the point of beginning.

Being the same premises described in a Warrantee Deed from Joseph Olender and Annie Olender a.k.a. Joseph Olander and Annie Olander to Stanley J. Olender and Dorothy Olender recorded in Volume 97, Page 116 of the Vernon Land Records. Further reference is made to a Tax Certificate dated February 24, 1994 and recorded in Volume 973, page 12 of the Vernon Land Records.

SECOND PIECE:

A certain piece or parcel of land situated in the Town of Vernon, County of Tolland and State of Connecticut, being bounded and described on a map or plan entitled "Land of Annie Olender to be conveyed to Stanley J. and Dorothy Olender, Vernon, Connecticut Gardner & Peterson Assoc. 576 Old

Post Road, Tolland, Connecticut Professional Engineers Land Surveyors Scale 1"=40' Date 11-9-78 Sheet No. 1 of 1", which map is on file in the Vernon Town Clerk's Office, reference to which may be had. Said premises are more particularly bounded and described as follows:

Commencing at an iron pin in the Northerly line of State of Connecticut Highway Rte. 83, which pin also marks the Southeasterly corner of land now or formerly of Stanley J. & Dorothy Olender, thence from said point and place of beginning Easterly 92.06 feet along the general Northerly line of said Rte. 83 to a point; thence by an interior angle of 102° 32' 49", with the last mentioned line, northerly 185.00 feet along other land know or formerly of Annie M. Olender to a point; thence by an interior angle of 90° with the last mentioned line, westerly 89.86 feet along other land know or formerly of Annie M. Olender to a point; thence by an interior angle of 90°, with the last mentioned line, southerly 305.00 feet along other land know or formerly of Annie M. Olender to the iron pin in the northerly line of Rte 83, which marks the point and place of beginning. Said last mentioned line makes an interior angle of 77° 27' 11" with the first mentioned line.

Said premises contain 17,523 square feet.

Formerly described in a deed from Francine C. Olender to 723 Realty, LLC dated April 24, 2017 and recorded in Volume 2501, Page 16 of the Vernon Land Records.

PARCEL TWO (f/k/a 713 Talcottville Road)

All that certain piece or parcel of land, with all improvements thereon, situated in the Town of Vernon, County of Tolland and State of Connecticut known as 713 Talcottville Road bounded and described as follows:

NORTHERY by land now or formerly of the Melrose branch of The New York, New

Haven and Hartford Railroad Company;

EASTERLY by the "New Road", so-called;

SOUTHERLY and

WESTERLY by land now or formerly of George N. Skinner.

Containing seven (7) acres.

Being the same premises conveyed to Stanley Olender, Mary Hafner a/k/a Mary Hafner Stafford, Joseph B. Olender and Henry Olender from the Estate of Annie M. Olender by Certificated of Devise dated February 10, 1983 and recorded in Volume 450 at Page 307 of the Vernon Land Records. Less those conveyances to James H. Kidd & Gladys Kidd by Warranty Deed dated November 29, 1050 and recorded in Volume 83 at Page 58; Stanley J. Olender & Dorothy Olender by Warranty Deed dated March 6, 1951 and recorded in volume 97 at Page 116; State of Connecticut by Warranty Deed dated July 18, 1974 and recorded in Volume 251 at Page 263; and Stanley J. Olender and Dorothy Olender by Quit Claim Deed dated January 19, 1980 and recorded in Volume 276 at Page 198, all of the Vernon Land Records. Also being bounded and described as follows:

NORTHEASTERLY	by land now or formerly of the Melrose branch of The New York, New Haven and Hartford Railroad Company;
SOUTHEASTERLY SOUTHWESTERLY	783.46 feet more or less by Talcottville Road (Route #83); 185 feet more or less by land now or formerly of Stanley J. Olender and Dorothy Olender;
SOUTHEASTERLY	again 234.86 feet by land now or formerly of Stanley J. Olender and Dorothy Olender;
NORTHEASTERLY	again, 205 feet by land now or formerly of Stanley J. Olender and Dorothy Olender;
SOUTHEASTERLY	again, 220 feet more or less by Talcottville Road (Route #83)
SOUTHWESTERLY	again, 327 feet more or less by land now or formerly of James H. Kidd & Gladys Kidde; and
NORTHWESTERLY	by land now or formerly of Otte Hany.

Formerly described in a deed from S. Christopher Scranton and L. Thomas Scranton to 713 Realty, LLC dated January 24, 2012 and recorded in Volume 2205 and Page 46 of the Vernon Land Records.

MERGED PARCELS ONE AND TWO SINGLE DESCRIPTION

Meaning and intending to merge 713Talcottville Road (Assessor's Parcel 07-002-00002) and 723 Talcottville Road (Assessor's Parcel 07-002-00002A) into one single parcel known as 713 Talcottville Road for all purposes.

Combined legal description is described as follows:

All that certain piece or parcel of land, with all improvements thereon, situated in the Town of Vernon, County of Tolland and State of Connecticut now known as 713 Talcottville Road bounded and described as follows:

NORTHERY by land now or formerly of the Melrose branch of The New York, New Haven and Hartford Railroad Company;

EASTERLY by the Talcottville Road;

SOUTHERLY and

WESTERLY by land now or formerly of James W. Kidd, now or formerly of Vernon Gardens,

Now or formerly of Lawrence Ruben and now or formerly of Jack Saltz.

Containing 7.68 acres more or less.

SAID PREMISES ARE CONVEYED SUBJECT TO:

Any and all provisions of any ordinance, municipal regulation or public or private law.

Taxes in favor of the Town of Vernon on the Grand List of October 1, 2017, not yet due and payable, which taxes the Grantee herein assumes and agrees to pay.

Utility easement in favor of The Southern New England Telephone Company dated May 16, 1928 and recorded May 31, 1928 in Volume 62 at Page 70 of the Vernon Land Records.

Caveat dated July 7, 1965 and recorded July 14, 1965 in Volume 152 at Page 341 of the Vernon Land Records.

Rights acquired in a Warranty Deed dated July 18, 1974 and recorded July 18, 1974 in Volume 251 at Page 263 of the Vernon Land Records.

Hold Harmless Agreement dated March 8, 1995 and recorded April 24, 1995 in Volume 1016 at Page 165 of the Vernon Land Records.

Certificate of Approval of Special Permit recorded November 17, 2017 in Volume 2532 at Page 36 of the Vernon Land Records.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 27th day of June, 2018. Signed, Sealed and Delivered in presence of:

Meghan E. Smith

William C. Stokesbury STATE OF CONNECTICUT)

) ss. Vernon

COUNTY OF TOLLAND

723 Realty, LE

Philip Wilson

Its Member

Duly Authorized

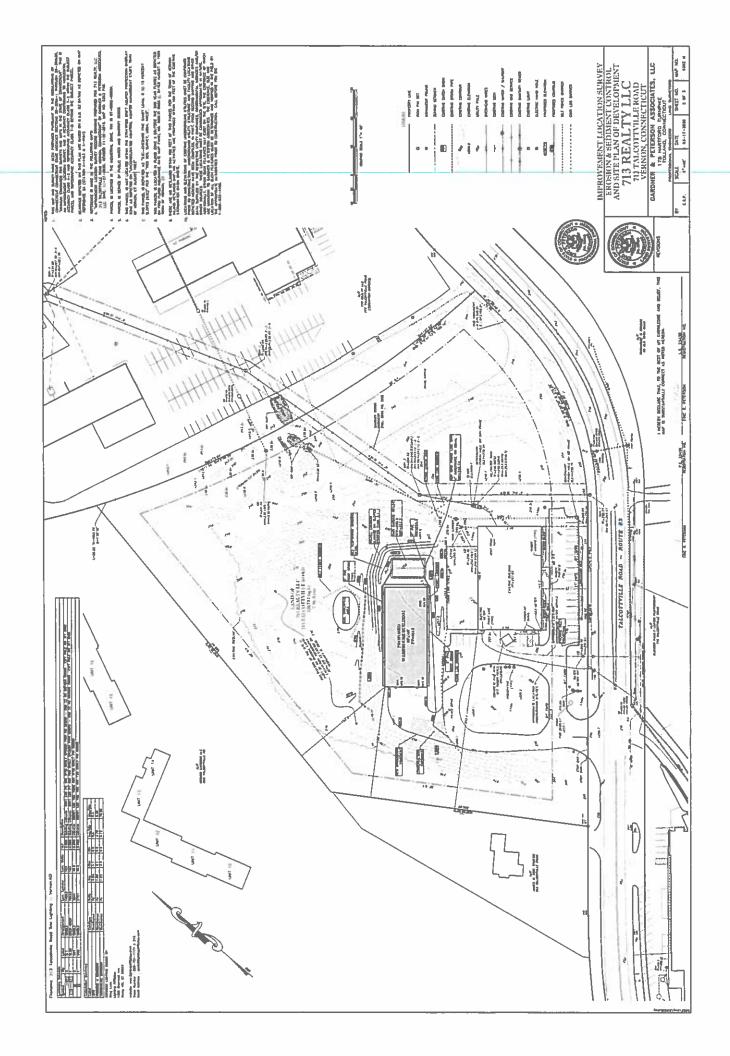
On this 27th day of June 2018, personally appeared PHILIP WILSON, Member of 723 Realty, LLC, Signer and Sealer of the foregoing Instrument, and acknowledged the same to be his free act and deed, and said free act and deed of the company, before me.

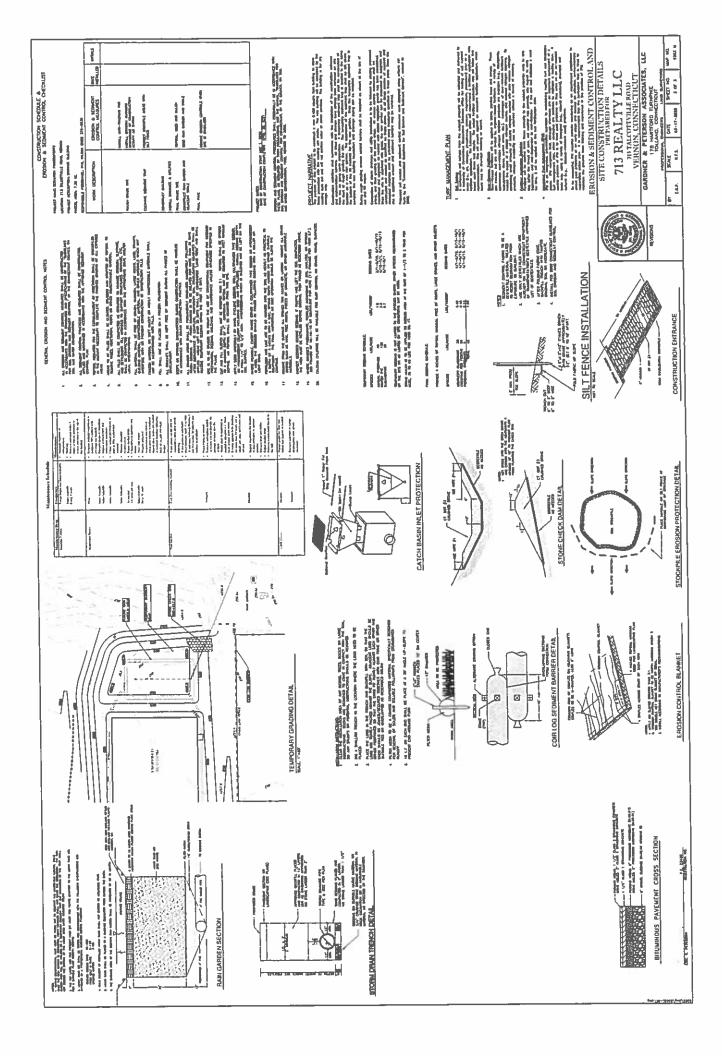
Meghan E. Smith

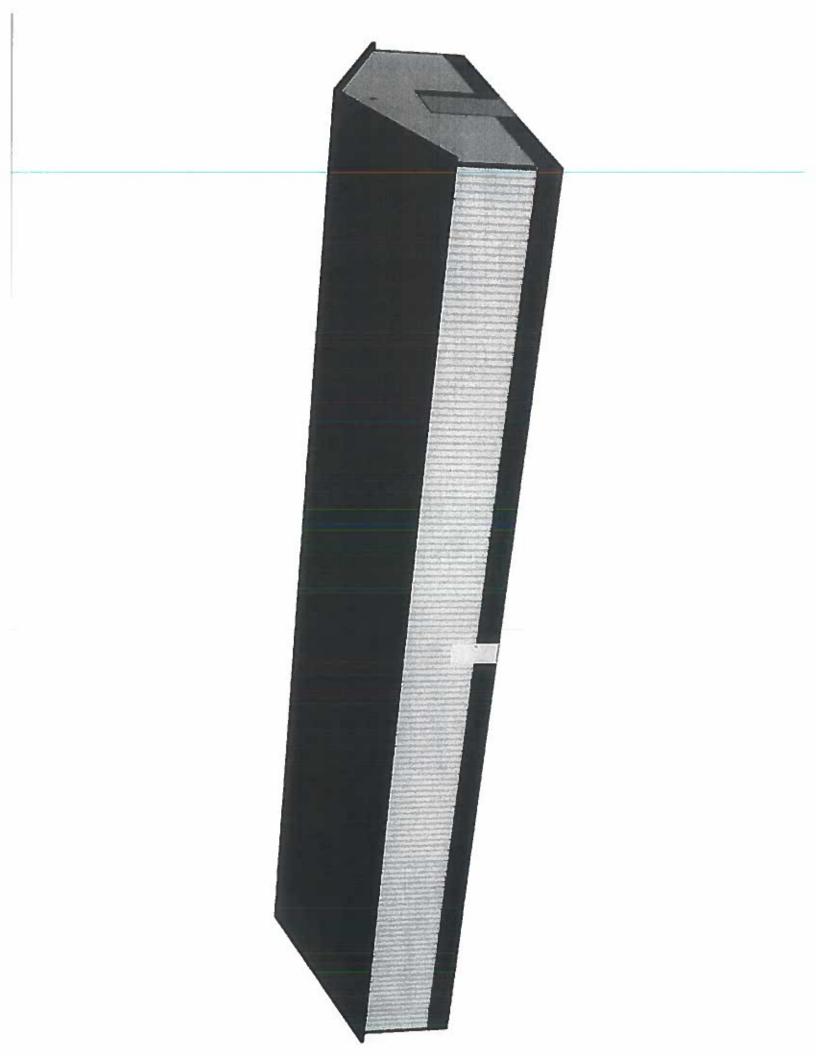
Commissioner of the Superior Court

Grantee Address: 777 Talcottville Road Vernon, CT 06066



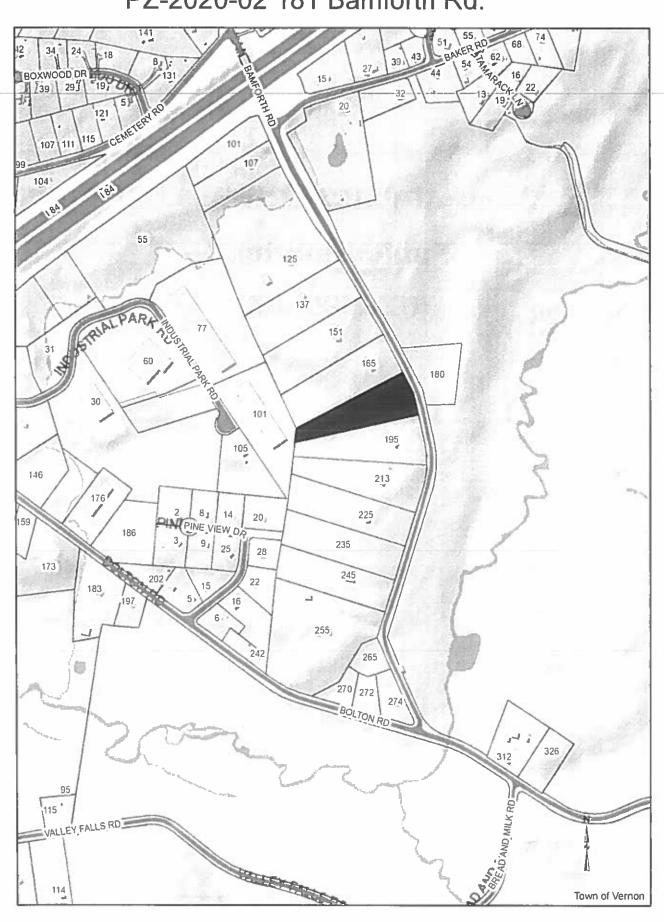






APPLICATION Public Hearing (PZ-2020-02)

PZ-2020-02 181 Bamforth Rd.



RECEIVED

TOWN OF VERNON PLANNING & ZONING COMMISSION (PZC) FEb 2 4 2020

APPLICATION

This form is to be used to apply to the Vernon Planning & Zoning Commission (PZC) for a change of ANNERS OFFICE district, amendment of the Zoning Regulations, Site Plan of Development (POD), Special Permit(s), amendment of the Subdivision Regulations, and/or approval of a (re) subdivision, or DMV location approval. Provide all the information requested.

The applicant must be the property owner, the property owner's agent, the Town of Vernon, or someone with a direct financial interest in the subject property; said interest shall be explained and written permission for this application must be obtained from the property owner and submitted with this application if the applicant is not the property owner (ZR Section 2.3).

The list of approvals and the references to sections of the Regulations are for informational purposes only to assist with preparation of the PZC application and are not a definitive statement of the sole requirements that may apply to a specific project.

The applicant understands that the application is complete only when all information and documents required by the PZC have been submitted and, further, that any approval by the PZC relies upon complete and accurate information being provided by the applicant. Incorrect information provided by the applicant may make the approval invalid. The PZC may require additional information to be provided by the applicant in the course of reviewing the application and during the monitoring of the project.

Provide all the information requested:

I. APPLICANT:
Name: James E Tephart
Title: Ounec
Company: Jim Kephart Woodturning
Address: 181 Ban Porth Road
Vernon CT 06066
Telephone 860 6.43 9431 Fax 860 643 9431
E-mail jin @ jim Kephert woodturning, com
II. PROPERTY OWNER (S):
Name: James E Kephart, Anneliese Fox
Title:
Company:
Address: 181 Bamforth Rd
Vernon, CT 06066
Telephone: 860 7964728 Fax N/A
E-mail: jim & jin Kephartwoodturning

III. PROPERTY

Address: 8 Bam Forth Rd, Vernon
Assessor's ID Code: Map # Block # Lot/Partel # 30 6133 - 0001 D
Land Record Reference to Deed Description Volume: Page 305
Does this site contain a watercourse and/or wetlands? (See the Inland Wetlands Map and IWR Section 2.14, 2.15, 2.23, 2.24, 3.11; 4)
X_NoYesNo work will be done in regulated areaWork will be done in the regulated area
IWC application has been submitted IWC application has not been submitted
Zoning District
Is this property located within five hundred (500) feet of a municipal boundary?
Yes:
Bolton Coventry Ellington Manchester South Windsor Tolland
Check if Historic Status Applies: No
Located in historic district:
Rockville Talcottville
Individual historic property

IV. PROJECT

Project Name: Shop space For Jim Rephart wood turning
Project Contact Person:
Name: James & Kephart
Title: Owner
Company: Jun Kephart word Evening
Address: 121 Ramforth Rand
Vernon CT GLOBB
Telephone: 860 643 943 Fax: 860 643 943
E-mail: year @ Jumkephalt wond turning, com

V. PZC APPLICATION PROJECT SUMMARY

Describe the project briefly in regard to the purpose of the project and the activities that will occur. Attach to this application a complete and detailed description with maps and documentation as required by the "Town of Vernon Zoning Regulations" and "Town of Vernon Subdivision Regulations".

Purpose workshop space for Jim Kephart Woodturning
General Activities: artistactural and artista items
crafted by wood principally by use of a wood lathe
Best Desaribed as artist studio. Gross Seles less than \$10,000/year
Gross Sules less than \$10,000/year
VI. APPROVAL (S) REQUESTED
Subdivision or Resubdivision
Subdivision (Sub. Sec. 4, 5, 6) Resubdivision (Sub. Sec. 4, 5, 6) Minor modification f subdivision or resubdivision (Sub. Sec. 4.6) Town acceptance of a road (Sub. Sec. 6.5-6. 8 & 9) Amendment of Subdivision Regulations (Sub. Sec. 11)
See Subdivision Regulations Sec. 4 for application fee schedules.
Soil Erosion and Sediment Control Plan (ESCP) (ZR Sec. 2.117; 18) (Sub. 6.14)
Site Plan of Development (POD) (ZR Sec. 14)
POD approval (ZR Sec. 14.1.1.1; 14.1.2) Modification of an approved POD (ZR Sec. 14.1.1.1) Minor modification of a site POD (ZR Sec. 14.1.1.2)
Special Permit(s) (ZR Section 17.3)
Special Permit in an aquifer area (ZR Sec. 2.4; 2.5; 2.119, 20) Special Permit for excavation (ZR Sec. 2.52; 2.79; 15) Special Permit for use in a district (ZR Sec. 1.2 & 4) Sec. 1.2 & 4)
Special Permit for lot coverage (ZR Sec. 1.2; 2.61; 2.68; 4) Special Permit for signs (ZR Sec. 1.2; 2.106-115, 4, 16; 21.7) Special Permit for parking (ZR Sec. 4; 12; 21.4
Special Permit for elderly housing (ZR Sec. 2.60; 17.4) Special Permit for Bed & Breakfast (B & B) (ZR Sec. 2.9; 17.3.4) Special Permit for serving alcohol (ZR Sec. 2.103, 17.1)
Special Permit for massage (ZR Sec. 2.76-78, 4) Special Permit for telecommunications (ZR Sec. 2.21; 3.23 & 23) Special Permit for dumps and/or incinerators (ZR Section 8)

Home Based Businesses of Major-Typed
Special Permit modifications (ZR Sec. 17.3.2.2). Cite ZR Section and describe activi
Zoning:
Site specific change of zoning district and map (ZR Sec. 1.2; 1.3; 4) Amendment of Zoning Regulations (Sec. 1.2; 1.3; 4)
Site specific change to the Aquifer Protection Overlay Zone Map (ZR Sec. 20.3.2)

RECEIVED

FLU 24 2020

02/20/22020

Hello my name is Jim Kephart

TOWN PLANNERS OFFICE I am the owner and sole employee of Jim Kephart Woodturning and I am currently located at 85 Hilliard Street Manchester Ct 06042.

I am a skilled craftsman doing custom to order woodturning specializing in reproduction and custom turnings such as porch posts, balusters, turned furniture parts for restoration and custom furniture. Quantities are usually small. I have a niche market supporting other craftsmen in the area. All items are made to order by hand on a wood lathe. I am one of the few turners in the area doing this kind of work and I am very good at what I do.

I would like to go into semi retirement and do work more selectively for a few of my current clients. As part of this retirement wind down I would like to obtain a business permit to operate out of a newly added garage structure at 181 Bamfort Road. The addition is in final stages of electrical rough in, insulation and sheet rock. All permits have been obtained and inspections are done at appropriate stages.

The shop is 1800 square feet, 30×60 . The space will be used primarily as hobby space for personal projects of mine and my wife, such as woodworking, woodcarving and some hobby welding.

Jim Kephart Woodturning as a business does not have any stock items or browsing retail traffic. All work is by commission, since I will be semi retired, all visits will be by appointment with no open hours. Expected traffic will be about 3 people per week on average and no more than one at a time. I expect to operate more as an artist studio accepting commissions for hand turned items. If I branch out into more decorative turned items they will be sold through galleries or shows and not at the shop location.

Currently I get about 7 to 9 lumber deliveries a year at the Manchester location. I am expecting this to be more like 4 to 5 deliveries per year by lumber trucks typically 30 foot or shorter.

Parking should not be a problem with only one visitor at a time. See attached layout.

In summary I want to retire but I do not want to go cold turkey and leave my current customers and the community without a rare resource. I expect net sales to be less than \$10,000 per year, putting this closer to a hobby than a full business. See JimKephartWoodturning.com for some of the typical thing I have done.

Key Points

- · I do not do finishing, parts are incorporated by customer into their finish part and they do all finishing, so no paints or strippers are used as part of the current business.
- · Waste consist of wood chips/saw dust given to friends and other sources for landscaping or
- · Scrap wood and cutoffs will be used in wood stove to augment heating or given to others for heating.
- Space for the business portion would be about 600 square foot.
- · Noise during turning operations is minimal, typically 80 db at machinery. Noise for planing and joining can be louder although not excessive. This can be managed by keeping windows and

doors and closed during noisier operations. The shop will be well insulated with 2 inch closed cell foam and 3.5 inch fiberglass batt in the walls (2x6 Framing). The ceiling will have R49 fiberglass batt.

• All woodworking machines are machine typical of higher end hobbyist shop, delta Unisaw,

planer, jointer, bandsaw, drill press. Oneway 2436 wood lathe.

• Current wood deliveries are about 7 times a year and by trucks. I expect this to be reduced to 4 or 5 deliveries per year. No semi's are involved.

• Forecast sales are about \$10,000 per year.

- E Kephant

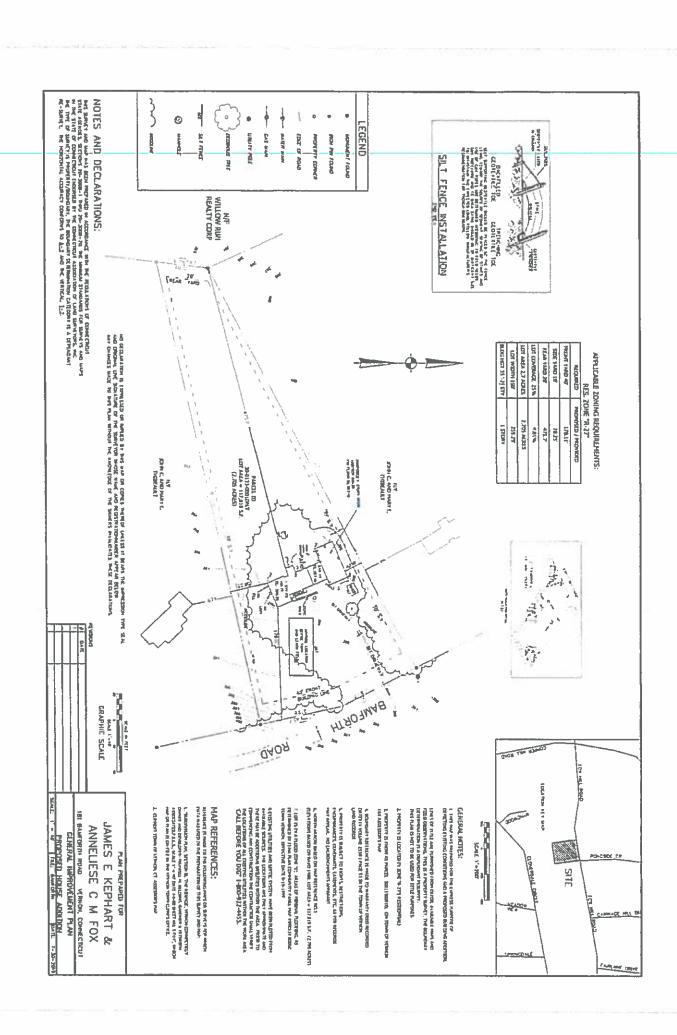
 No posted hours. Visits by appointment only. I will limit to 3 people per week. I do not want to work full time. I want to semi retire.

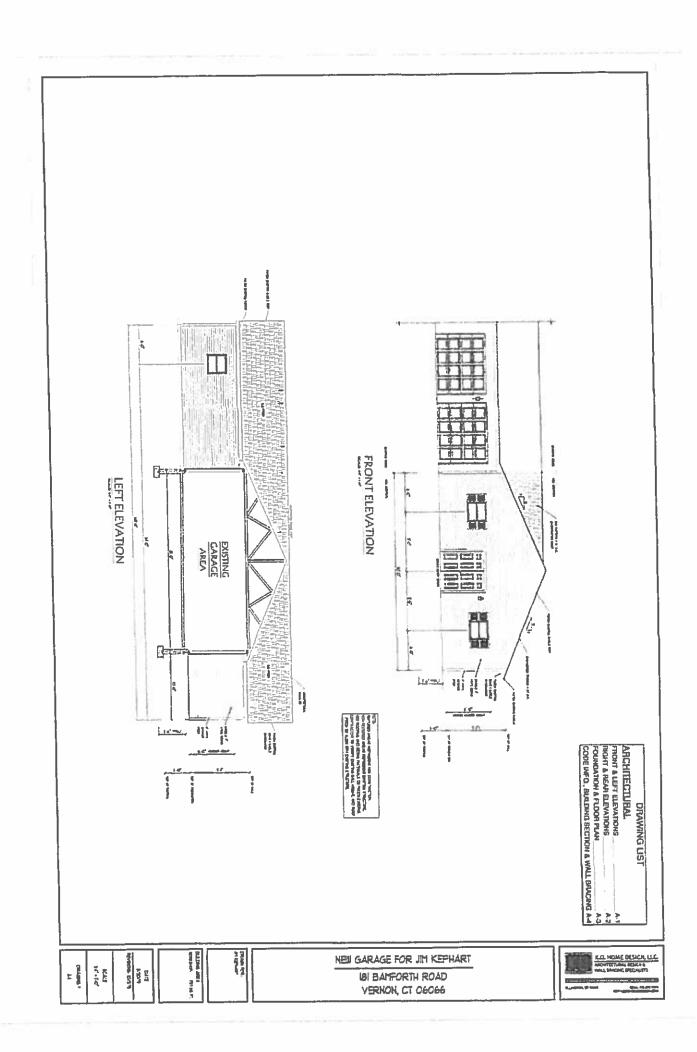
Thank you for your consideration

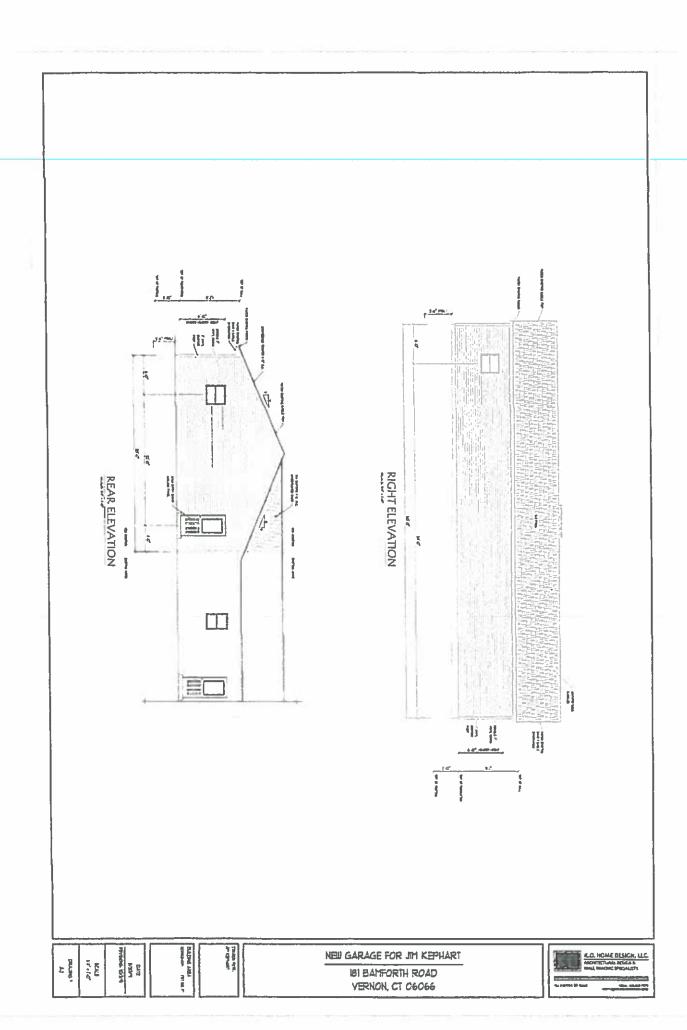
Jim Kephart

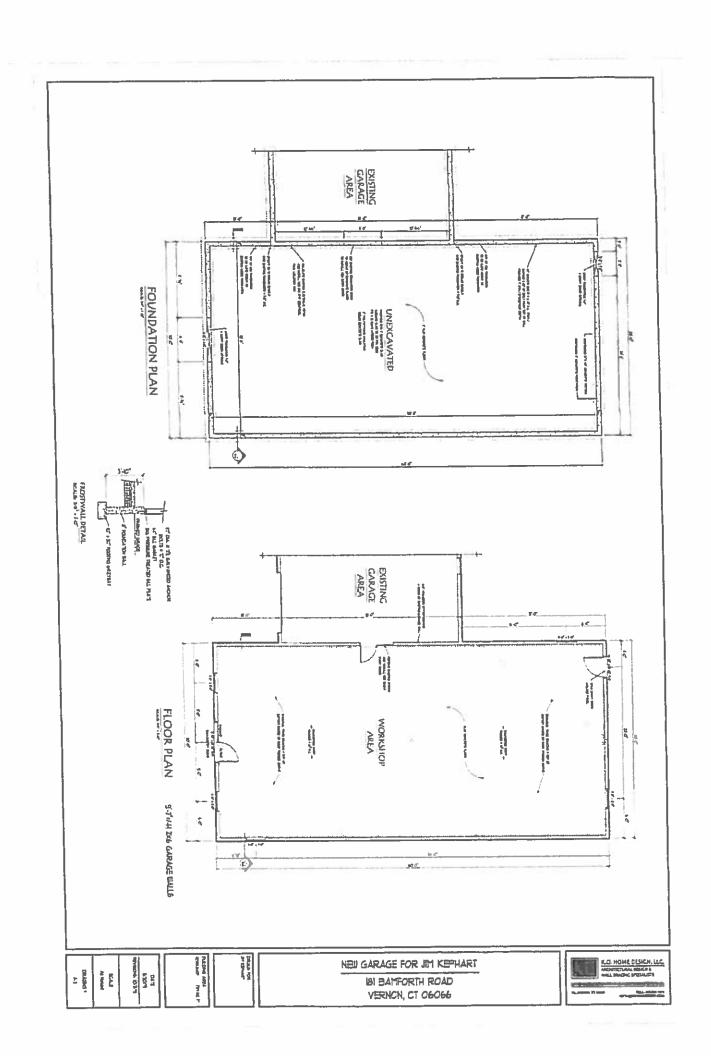
Jim Kephart Woodturning (860) 643 9431 current shop

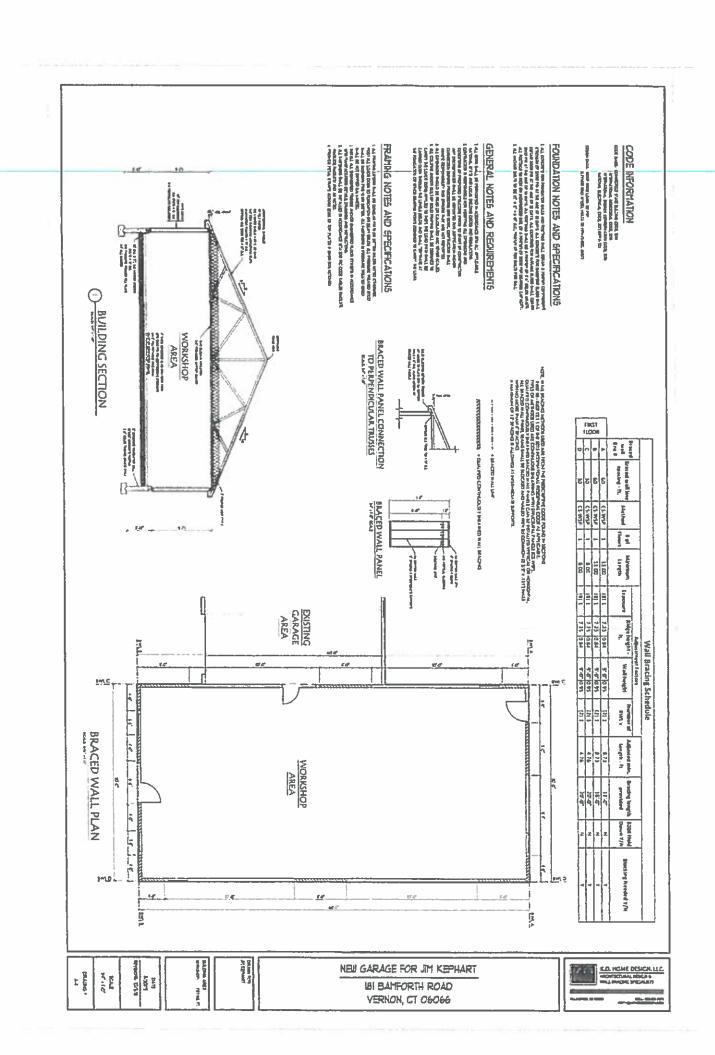
(860) 796 4728 cell











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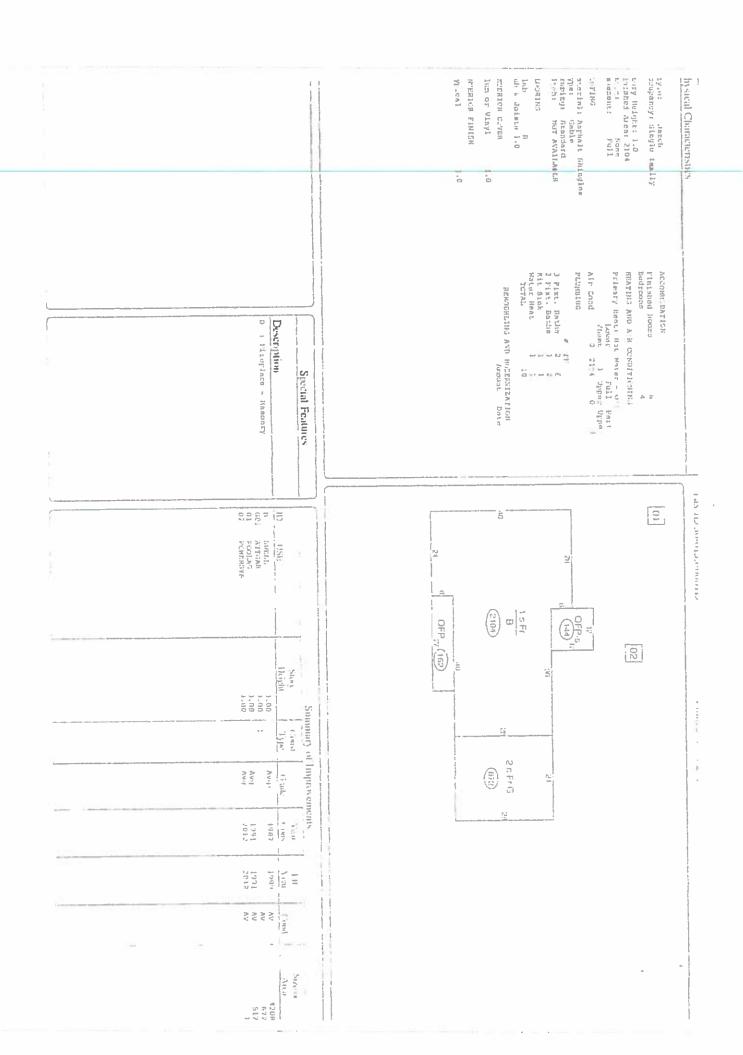
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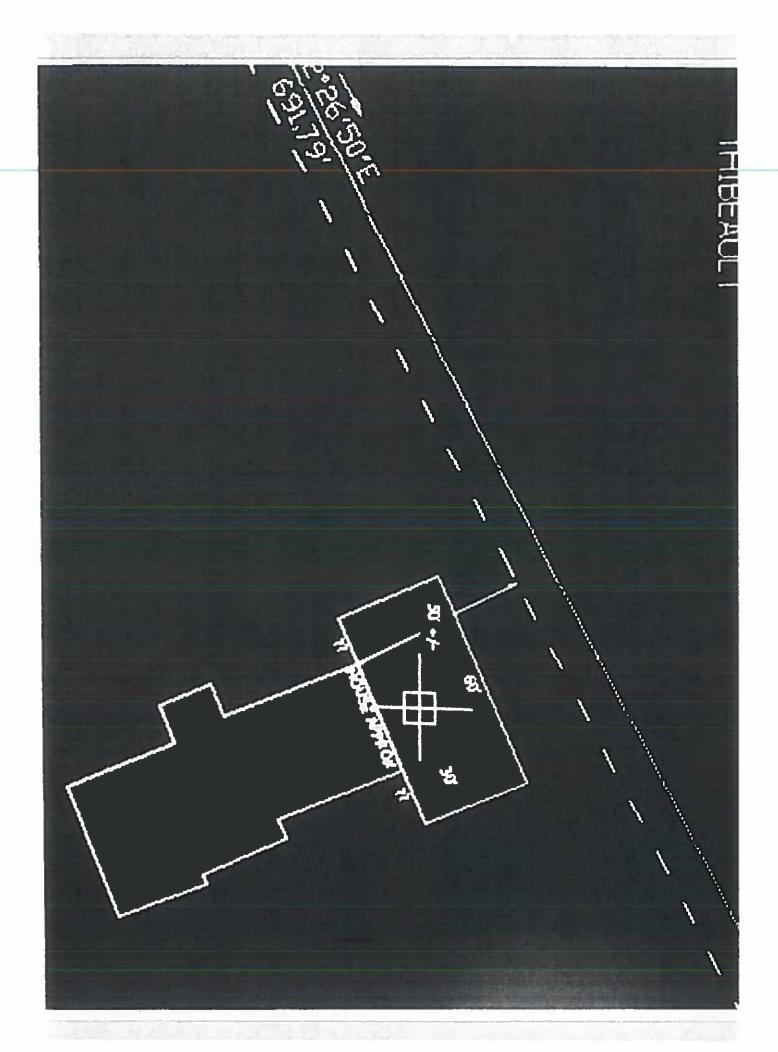
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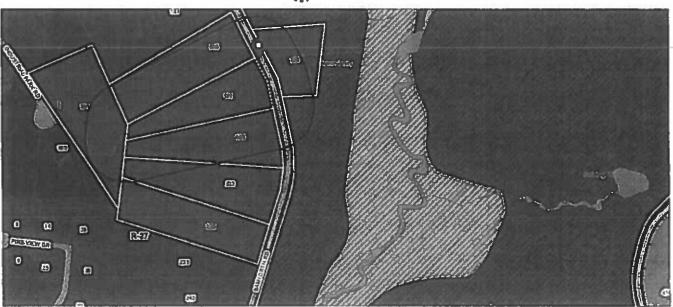
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30-0133-0001G WILEY ROGER D & JOANNE P 225 BAMFORTH RD VERNON, CT 06066-5629 30-0133-0001C BLONSTEIN BART D PO BOX 532 VERNON, CT 06066-0532

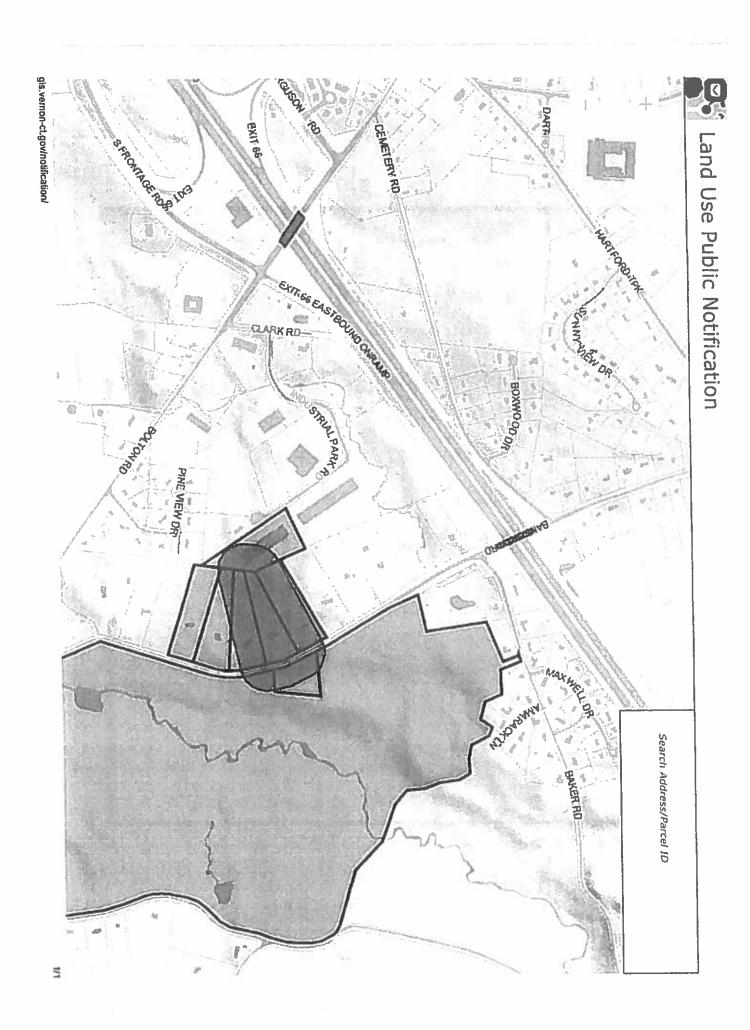
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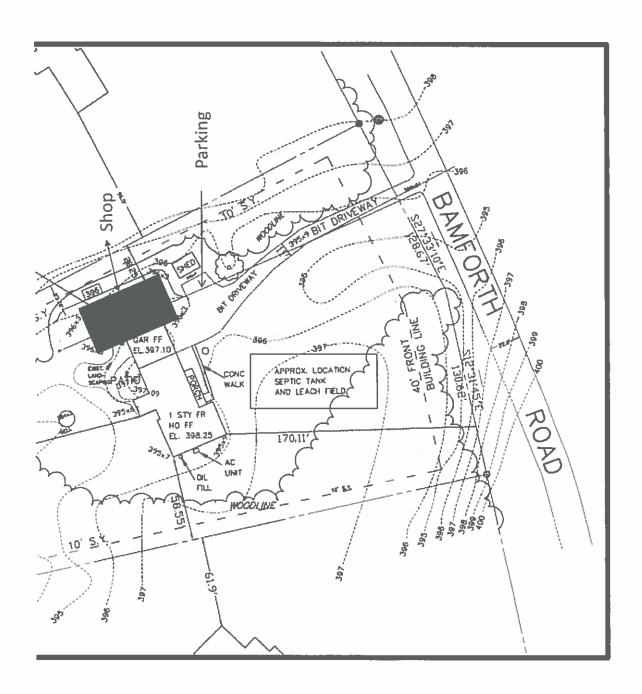




Parcel Information

181 BAMFORTH RD 30-0133-0001D





STAFF COMMENTS (PZ-2020-02)



TOWN OF VERNON

14 PARK PLACE, VERNON, CT 06066 Tcl: (860) 870-3664 Fax: (860) 870-3580

E-Mail: planning@vernon-ct.gov

PLANNING DEPARTMENT

MEMORANDUM

TO:

Planning and Zoning Commission

FROM:

George K. McGregor, Town Planner

SUBJECT:

PZ-2020-02: 181 Bamforth Rd. - Special Permit for a Major Type 2 Home Based

Business, Woodworking/Woodturning

DATE:

April 2, 2020

Proposal:

Jim Kephart, applicant and property owner (the "Applicant"), requests a special permit to operate a woodturning home business in a portion of his residence located at 181 Bamforth Rd. (Assessor ID: Map 30, Block 0133, Parcel 0001D.

The Applicant's narrative describes the home-based woodturning business as "custom to order woodturning specializing in reproduction and custom turnings such as posts, balusters, turned furniture parks for restoration and custom furniture." The shop area for the business is estimated at 600 sq. ft., with total on-site, by appointment only customers estimated at a maximum of three per week. The Applicant also indicated that he anticipates approximately 5 deliveries per year of materials. There is no showroom nor retail offerings.

Relevant Considerations under Zoning

The property is zoned R-27, consists of 2.7 acres with a 2,100 sq.ft. single-family home with an 1,800 sq.ft attached shop. Under section 4.4.4.8, a home based business of Major Type 2 is permitted by special permit and the applicant has included a site plan of the existing conditions dated July 30, 2019 in their submission and building plans dated August 30, 2019 (revised October 3, 2019). The construction of the shop was permitted and completed prior to the submission of the special permit application. No additional new construction is proposed as a result of the special permit. The Zoning Ordinance defines a Type 2 Home based business specifically which "relies on customer trade at the dwelling or premises." The Zoning Enforcement Officer has concurred that the use meets the Type 2 Home Based business criteria.

Special Permit Criteria:

In order to approve a special permit, the Commission must find that the applicant meets the relevant general special permit criteria of Section 17.3.1, specifically:

- 17.3.1.1 It shall not create a hazardous condition relative to public health and safety;
- 17.3.1.2 It shall be compatible with neighboring uses;
- 17.3.1.3 It shall not create a nuisance;
- 17.3.1.4 It shall not hinder the future sound development of the community;
- 17.3.1.5 It shall conform to all applicable sections of this ordinance;

Home-Base Business Criteria

In order to approve a special permit, the Commission must also find that the applicant meets the relevant Sections 3.29 related to Home Businesses.

- 3.29.2.1 The home based business shall not occupy more than 25% of the habitable floor area;
- 3.29.2.2 The homebased business shall not change the exterior residential character of the dwelling, building or premises in any manner and shall not rely on a separate exterior entrance for exclusive access to the business space;
- 3.29.2.3 No person other than the resident(s) of the dwelling unit shall be employed on the premises to conduct business;
- 3.29.2.6 No parking shall be established beyond the normal parking demands;
- 3.29.2.7 The home based business shall not display or advertise;
- 3.29.2.8 No materials, products, or equipment for the home based business shall be stored outside of the space designated for the business;
- 3.29.2.9 The home based business shall not create any noise, odor, dust, etc...on the premises discernible at the property lines;
- 3.29.2.10 No commercial vehicles shall be stored.

Other Reviews

This application was circulated to all relevant department heads for comment; there are no comments or identified outstanding issues at this time.

Town Staff have reviewed the site and determined that the request generally meets or can meet the provisions of Sections 3.29 and 17.3.1. It should be noted that a personal hobby shop for woodworking and wood turning is permitted by right and without PZC review. The addition of on-site customers sets the home-based special permit review in motion.

The Commission could make the finding that the protective provisions of section 3.29 (Home Business) and 17.3.1 (Special Permit) have been met. Conditions related to the following could benefit the project:

- Limitations on weekly customers
- · Limitations on material deliveries
- Prohibitions on wood finishing and wood finishing products

DRAFT MOTION(S)

- A. I move that the Planning and Zoning Commission Approve PZ-2020-02, a special permit for a woodturning home-based business at 181 Bamforth Rd., based upon a finding that the request is consistent with the home-based business requirements set forth in Section 3.29 and is consistent with the special permit requirements of 17.3.1, subject to the following conditions:
 - 1. The home based business is limited to an area of 750 sq. ft.
 - 2. The home based business is limited to 6 material deliveries per year.
 - 3. The home based business is limited to 5 customers per week, by appointment only.
 - 4. No wood finishing products shall be used on the property.
 - 5. The home based business is subject to the general improvement plan dated July 30, 2019 and the architectural plans dated August 30, 2019, revised October 3, 2019.
- B. I move an alternate motion